

*Electronically Filed on
October 13, 2006*

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Charles B. Anderson Trust; Rita P. Anderson Trust; Baltes Company; Juanita N. Carter; A. William Ceglia; Rancee L. Ceglia; Robert A. & Sandra L. Cowman; Bruce Corum, Trustee of the Credit Shelter Trust; Andrew & Ellen Dauscher; Drs. David & Bonny Enrico; Fertitta Enterprises, Inc.; Judith L Fountain Irrevocable Trust Dated 8/26/97; Kehl Family; The Mault Family Trust; Mojave Canyon, Inc.; David W. & Pamela K. Sexton; Evelyn Asher Sheerin, Trustee for the Benefit of The Chris H. Sheerin (deceased) and Evelyn Asher Sheerin 984 Trust Dated 5/31/84; Evelyn Asher Sherrin, Trustee of the Chris and Evelyn Sheerin 1990 Trust; Sheerins Inc.; Robert H. Schultz & Sharon L. Schultz Living Trust dated 2-25-1997 and Sierra Health Services

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

USA CAPITAL REALTY ADVISORS, LLC, Debtor.

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
Debtor.

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

USA SECURITIES, LLC,
Debtor.

Affects:
☒ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

Chapter 11

**JOINDER IN CAPITAL CROSSING
BANK'S OPPOSITION TO
MOTION SCHEDULING AN
AUCTION FOR THE SALE OF
CERTAIN ASSETS, APPOINTING
SILVER POINT GROUP, LLC, AS
LEAD BIDDER, AND APPROVING
BID PROCEDURES AND
PROTECTIONS
(AFFECTS ALL DEBTORS)**

Hearing Date: October 19, 2006
Hearing Time: 9:30 a.m.

1 The JV Direct Lenders, by and through their counsel, Janet L. Chubb, Esq., and Louis M.
2 Bubala III, Esq., of Jones Vargas, hereby join in the Opposition to Motion for Order Scheduling
3 an Auction for the Sale of Certain Assets, Appointing Silver Point Group, LLC, as Lead Bidder,
4 and Approving Bid Procedures and Protections filed by counsel for Capital Crossing Bank on
5 October 12, 2006.

6 DATED this 13th day of October, 2006.

7 JONES VARGAS

8
9 By: //s// Janet L. Chubb
10 JANET L. CHUBB, ESQ.
11 LOUIS M. BUBALA, ESQ.

12 Attorneys for JV Direct Lenders
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CERTIFICATE OF SERVICE

1. We filed and served the following document(s) on October 13, 2006:

**JOINDER IN CAPITAL CROSSING BANK'S OPPOSITION TO MOTION
SCHEDULING AN AUCTION FOR THE SALE OF CERTAIN ASSETS; APPOINTING
SILVER POINT GROUP, LLC AS THE LEAD BIDDER, AND APPROVING BID
PROCEDURES AND PROTECTIONS**

2. Upon filing, I served the above-named document(s) by the following means to the persons as listed below:

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27 **9 c. Personal Service** (list persons and addresses):
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9 For a party represented by an attorney, delivery was made by handing the document(s) to the attorney or by leaving the document(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

9 For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

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9 e. **By fax transmission** (list persons and fax numbers):

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

9 f. **By messenger:**

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed blow and providing them to a messenger for service. (A declaration by the messenger must be attached to this Certificate of Service).

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 13th day of October, 2006.

Tawney Waldo/J. Englehart
Name

//s// Tawney Waldo/J. Englehart
Signature

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